

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

CAMERON PADGETT,

Plaintiff,

v.

NEVILLE G. PINTO,

Defendant.

Case No. 1:18-cv-00013-SJD

Hon. Susan J. Dlott

**STIPULATED ORDER WITHDRAWING DEFENDANT’S FED. R. CIV. P. 12(C)
MOTIONS, DISMISSING WITHOUT PREJUDICE PLAINTIFF’S CLAIMS AGAINST
DEFENDANT IN DEFENDANT’S PERSONAL CAPACITY, AND CLARIFYING THAT
PLAINTIFF IS SEEKING ONLY ATTORNEY’S FEES, INJUNCTIVE RELIEF, AND
DECLARATORY RELIEF FROM DEFENDANT IN DEFENDANT’S OFFICIAL
CAPACITY**

By stipulation of Cameron Padgett (“Plaintiff”) and Neville G. Pinto (“Defendant”), by and through their respective attorneys, **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED AS FOLLOWS:**

1. Defendant’s two (2) motions for judgment on the pleadings which invoke Fed. R. Civ. P. 12(C) are withdrawn without prejudice. (Docket Nos. 10 and 11.)
2. Plaintiff’s claims against Defendant in Defendant’s personal capacity are dismissed without prejudice.
3. Plaintiff is seeking only attorney’s fees, declaratory relief, and injunctive relief against Defendant in Defendant’s official capacity. Plaintiff is not seeking nominal, special, general, or punitive damages against Defendant in Defendant’s official capacity.

IT IS SO ORDERED.

Susan J. Dlott
District Court Judge

Dated: _____

Approved as to Form and Content:

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Dated: March 2, 2018

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Dated: February 27, 2018